

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT  
APPLICATION OF: Kazuhito HAYAKAWA, et al.  
SERIAL NO.: 10/554,389  
ATTORNEY DOCKET  
No.: 061069-0317233  
FILING DATE: October 25, 2005  
CONFIRMATION No.: 2767  
ART. UNIT: 2128  
EXAMINER: FREJD, Russell W.  
FOR: METHOD OF DESIGNING OPTICAL SYSTEM

**COMMENTS ON EXAMINER'S REASONS FOR ALLOWANCE**

**MS ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the Notice of Allowability dated October 2, 2008, the Examiner has set forth "Reasons for Allowance." Applicants respectfully traverse these Reasons. Specifically, it is submitted that the subject matter of the allowed claims are patentable for their respective recitations of claimed combinations as a whole. That is, the patentability of the claims rests on the combination of recited elements and limitations. As such, Applicants submit that no one element or limitation in particular should be deemed to impart or be required for patentability of the claims. Furthermore, Applicants also submit that the dependent claims are allowable not only for their dependence on the allowed independent claims, but also for the additional subject matter recited in each of those dependent claims.

Date: December 9, 2008

Respectfully Submitted,

By:

  
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